

REMARKS

Applicant respectfully requests reconsideration of this application as amended. Claims 1, 16 and 24-27 have been amended. Claims 6-15, 17-18 and 28-30 have been cancelled without prejudice. No new claims have been added. Therefore, claims 1-15, 16 and 19-27 are presented for examination.

35 U.S.C. § 102 Rejection

Claims 1-5, 16 and 19-27 stand rejected under 35 U.S.C. §102(e) as being unpatentable over Qian, U.S. Patent Publication No. 2003/0061206 (“Qian”).

Claim 1, as amended, recites:

A method comprising:

receiving content from one or more content sources;

distributing a metadata dictionary to a plurality of network nodes, wherein the metadata dictionary comprises content descriptors;

receiving subscription information from the plurality of network nodes;

aggregating the subscription information to form a rating survey including user data having one or more of user preferences, user needs, and user interest levels, wherein the rating survey is to maximize allocation of bandwidth;

allocating the bandwidth in accordance with the rating survey;

generating an aggregated content stream based on the allocated bandwidth, wherein the aggregated content stream comprises aggregated content; and

distributing the aggregated content stream to a plurality of filtering network nodes, wherein the aggregated content stream is filtered via filtering hubs located at the plurality of filtering network nodes.

Applicant respectfully submits that Qian does not teach or reasonably suggest the aggregating the subscription information to form a rating survey and using the rating survey to maximize the allocation of the bandwidth. Accordingly, Applicant requests the withdrawal of the rejection of claim 1 and its dependent claims.

Claims 16 and 24 include limitations similar to those of claim 1. Accordingly, Applicant requests the withdrawal of the rejection of claims 16 and 24 and their dependent claims.

Conclusion

In light of the foregoing, reconsideration and allowance of the claims is hereby earnestly requested.

Invitation for a Telephone Interview

The Examiner is requested to call the undersigned at (303) 740-1980 if there remains any issue with allowance of the case.

Request for an Extension of Time

Applicant respectfully petitions for an extension of time to respond to the outstanding Office Action pursuant to 37 C.F.R. § 1.136(a) should one be necessary. Please charge our Deposit Account No. 02-2666 to cover the necessary fee under 37 C.F.R. § 1.17(a) for such an extension.


Charge our Deposit Account

Please charge any shortage to our Deposit Account No. 02-2666.

Respectfully submitted,

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP

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Aslam A. Jaffery
Reg. No. 51,841

12400 Wilshire Boulevard
7th Floor
Los Angeles, California 90025-1030
(303) 740-1980